

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

THURSDAY, THE 9TH AUGUST 2007 / 18TH SRAVANA 1929

WP(C).No. 19042 of 2007(P)

PETITIONERS:

1. SMT.M.SOUMINI, W/O. GOPALAN,
THIYYAKANDI VEEDU, NADUVALLOOR, P.O. KAKKUR,
KOZHIKODE.
2. SHEEBA, W/O. RAMESAN,
THIYYAKANDI VEEDU, NADUVALLOOR, P.O. KAKKUR,
KOZHIKODE.
3. SHEEJA, W/O. SHOOJA,
THIYYAKANDI VEEDU, NADUVALLOOR, P.O. KAKKUR,
KOZHIKODE.
4. SHIJI, D/O. GOPALAN,
THIYYAKANDI VEEDU, NADUVALLOOR, P.O. KAKKUR,
KOZHIKODE.
5. RAJESH, S/O. GOPALAN,
THIYYAKANDI VEEDU, NADUVALLOOR, P.O. KAKKUR,
KOZHIKODE.
6. SHYJA, W/O. SURESH BABU,
AGED 30 YEARS, KALLAMPURATHIL VEEDU,
P.O. ANNASSERY.

BY ADV. SRI.P.S.SREEDHARAN PILLAI
SMT.C.G.PREETHA
SMT.P.RANI DIOTHIMA

RESPONDENTS:

THE SECRETARY,
KOZHIKODE PRIMARY CO-OPERATIVE AGRICULTURAL AND
RURAL DEVELOPMENT BANK LTD.NO.4362, P.O. PUTHIYARA
KOZHIKODE-4.

BY ADV. SRI.THOMAS ANTONY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 09/08/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

WPC.19042/2007.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : TRUE COPY OF THE PROCEEDINGS E.P. NO.316/2006-07 DATED 24.4.2007 ISSUED BY THE 2ND RESPONDENT.

EXT. P2 : TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE 6TH PETITIONER ON BEHALF OF ALL OTHER PETITIONERS BEFORE THE 1ST RESPONDENT DATED 6.6.2007.

K.M.JOSEPH, J.

WP.(C) No. 19042 of 2007

Dated this the 9th day of August, 2007

JUDGMENT

Petitioners availed a loan. It was not repaid. Recovery steps were taken, it is submitted. Petitioners seek permission to pay the amount in easy instalments.

2. Heard counsel for the respondent also.

The writ petition is disposed of as follows:

Petitioners are permitted to pay off the amount remaining to be paid with interest in six equal monthly instalments. The respondent will serve a statement on the petitioners within two weeks from today showing the amount to be paid with interest and also the instalment on the basis that the petitioners have to pay the amount in six equal monthly instalments. Petitioners will pay the first instalment on 10.9.2007 and the succeeding instalments on or before the 10th of the succeeding months. If default is committed in payment of any one single instalment, the petitioners will lose the benefit of this judgment and it will be open to the respondent to proceed against the petitioners in accordance with law.

(K.M. JOSEPH, JUDGE)

